

## **2009 DRAFTING REQUEST**

### **Bill**

Received: **09/28/2009**

Received By: **agary**

Wanted: **As time permits**

Identical to LRB:

For: **Jon Erpenbach (608) 266-6670**

By/Representing: **Tryg Knutson**

This file may be shown to any legislator: **NO**

Drafter: **agary**

May Contact:

Addl. Drafters:

Subject: **Transportation - motor vehicles**

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Erpenbach@legis.wisconsin.gov**

Carbon copy (CC:) to: **aaron.gary@legis.wisconsin.gov**

---

### **Pre Topic:**

No specific pre topic given

---

### **Topic:**

Registration of historic military vehicles

---

### **Instructions:**

See attached

---

### **Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	agary 10/02/2009	bkraft 10/02/2009		_____			State
/P1			jfrantze 10/02/2009	_____	cdurst 10/02/2009		State
/1	agary 10/14/2009	bkraft 10/14/2009	jfrantze 10/14/2009	_____	mbarman 10/14/2009	mbarman 10/14/2009	

FE Sent For:

<END>

↳ At Intro.

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/1	agary 10/14/2009	bkraft 10/14/2009	jfrantze 10/14/2009	_____	mbarman 10/14/2009		

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/?	agary 10/02/2009	bkraft 10/02/2009		_____			State
/P1		11bjk 10/14	jfrantze 10/02/2009	_____	cduerst 10/02/2009		
			<i>Jb</i> 10/14				

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/?	agary	/ P1 bjk 10/2		_____			
			10/2	_____			

FE Sent For:

<END>

**Gary, Aaron**

---

**From:** Knutson, Tryg  
**Sent:** Friday, September 25, 2009 11:22 AM  
**To:** Gary, Aaron  
**Cc:** McCarthy, Tom  
**Subject:** FW: Antique bill draft

**Attachments:** Antique Registartion Draft.pdf

**Aaron –**

**Sen. Erpenbach and Rep. Pope-Roberts would like to draft companion bills regarding car registration of certain vehicles.**

**As a starting point – the enclosed legislation regarding antique vehicle registration might be a good starting point by changing the language to classic vehicles versus antique...but we would appreciate the opportunity to sit down with you, along with a constituent of ours – Paul Underwood – who is extremely knowledgeable about this subject matter.**

**Would you have any time next week?**

**Thanks much.**

**Tryg Knutson  
6-6670**



Antique  
egistartion Draft.pdf



State of Wisconsin  
2009 – 2010 LEGISLATURE

LRB-3284/1  
ARG:bjk:md

2009 BILL

Attached to Request

- 1 AN ACT *to renumber* 341.01 (2) (a); *to amend* 341.265 (1); and *to create* 341.01  
2 (2) (am) and 341.265 (3) of the statutes; **relating to:** registration of former  
3 military vehicles.

---

***Analysis by the Legislative Reference Bureau***

Under current law, an owner of a motor vehicle that is of model year 1945 or earlier may register the vehicle as an antique vehicle. Antique vehicles may be driven only for special occasions such as display and parade purposes or for necessary testing, maintenance, and storage purposes. Also under current law, the Department of Transportation must refuse registration of any vehicle that is originally designed and manufactured for off-highway operation unless the vehicle meets certain federal motor vehicle safety standards.

This bill allows former military vehicles to be registered as antique vehicles, with the same operation restrictions. The bill defines a former military vehicle as a vehicle, including a trailer but excluding a tracked vehicle, that is at least 25 years old, was manufactured for use in any country's military forces, and is maintained to accurately represent its military design and markings, regardless of the vehicle's size or weight. A former military vehicle may be registered as an antique vehicle even if it is originally designed and manufactured for off-highway operation and does not meet certain federal motor vehicle safety standards.



**BILL**

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

---

***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

1       **SECTION 1.** 341.01 (2) (a) of the statutes is renumbered 341.01 (2) (ar).

2       **SECTION 2.** 341.01 (2) (am) of the statutes is created to read:

3       341.01 **(2)** (am) "Former military vehicle" means a vehicle, including a trailer  
4 but excluding a tracked vehicle, that is at least 25 years old, was manufactured for  
5 use in any country's military forces, and is maintained to accurately represent its  
6 military design and markings, regardless of the vehicle's size or weight.

7       **SECTION 3.** 341.265 (1) of the statutes is amended to read:

8       341.265 **(1)** Any person who is a resident of this state and the owner or  
9 subsequent transferee of a motor vehicle ~~which~~ that has a model year of 1945 or  
10 earlier and ~~which~~ that has not been altered or modified from the original  
11 manufacturer's specifications, or that is a former military vehicle, may upon  
12 application register the same as an antique vehicle upon payment of a fee of \$5, and  
13 be furnished registration plates of a distinctive design, in lieu of the usual  
14 registration plates, which shall show in addition to the registration number that the  
15 vehicle is an antique vehicle. The registration shall be valid while the vehicle is  
16 owned by the applicant without the payment of any additional fee. The vehicle shall  
17 only be used for special occasions such as display and parade purposes or for  
18 necessary testing, maintenance and storage purposes. A motorcycle may be  
19 registered as an antique vehicle if all of the requirements for registration specified  
20 in this subsection are satisfied.

21       **SECTION 4.** 341.265 (3) of the statutes is created to read:

# BILL

1           341.265 **(3)** A former military vehicle may be registered under sub. (1)  
2       notwithstanding s. 341.10 (6).

### 3 SECTION 5. Initial applicability.

4           (1) This act first applies to applications received by the department of  
5           transportation on the effective date of this subsection.

6           **SECTION 6. Effective date.**

(1) This act takes effect on the first day of the 3rd month beginning after publication.

9 (END)

STATE OF WISCONSIN - LEGISLATIVE REFERENCE BUREAU

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

9/30

Tom McCarthy, Paul Underwood, Terry Kautza (by phone)

- 500 pound payload →
- January restriction is not an issue →

pre 68 →  
ex - US Armed Forces →  
Foreign Market →

- considered motor vehicles by NHTSA  
(not off-road vehicles)

- capture the same group that Trans 123 covers

- collector registration →  
OK except for 500 pound payload

- titles from other states →



State of Wisconsin  
2009 - 2010 LEGISLATURE

FROM  
3284/PI

500n

in  
10/2

LRB-3284/PI

ARG:bjk:md

-3562/PI

stays

RMNR

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

SA  
X-ref

Inserts

D-note

regen.

- 1 AN ACT *to renumber and amend* 341.266 (1) (c); *to amend* 341.266 (2) (a); and
- 2 *to create* 341.266 (1) (am) and 341.266 (1) (c) 1. of the statutes; **relating to:**
- 3 registration of former military vehicles.

***Analysis by the Legislative Reference Bureau***

Under current law, an owner of a special interest vehicle that is 20 or more years old may, under specified circumstances, register the vehicle as a special interest vehicle. A special interest vehicle, commonly known as a "collector vehicle," is a motor vehicle that has not been changed from its original manufacturer's specifications and that is being preserved for its historic interest. Vehicles registered as special interest vehicles are issued distinctive registration plates, commonly known as "collector plates," that identify the vehicle as a special interest vehicle owned by a Wisconsin vehicle collector and that display the vehicle owner's collector's identification number. A special interest vehicle may be reregistered for no additional fee if, with an exception, the vehicle is not operated on the highways during the month of January.

Also under current law, the Department of Transportation (DOT) must refuse registration of any vehicle that is originally designed and manufactured for off-highway operation unless the vehicle meets certain federal motor vehicle safety standards.

This bill allows former military vehicles to be registered as a type of special interest vehicle. The bill defines a former military vehicle as a vehicle, including a trailer but excluding a ~~fully~~ tracked vehicle, that was manufactured for use in any country's military forces and is maintained to accurately represent its military

\*  
\*

Insert  
ANAL - A

is at least 25 years old

\* design and markings, regardless of the vehicle's size, weight, ~~or year of manufacture~~.  
A former military vehicle may be registered as a special interest vehicle even if it is  
originally designed and manufactured for off-highway operation and does not meet  
certain federal motor vehicle safety standards.

\* For further information see the *state* fiscal estimate, which will be printed as  
an appendix to this bill.

*The people of the state of Wisconsin, represented in senate and assembly, do  
enact as follows:*

SECTION 1. 341.266 (1) (am) of the statutes is created to read:

341.266 (1) (am) "Former military vehicle" means a vehicle, including a trailer  
but excluding a ~~fully~~ tracked vehicle, ~~that~~ <sup>that is at least 25 years old</sup> was manufactured for use in any country's  
military forces and is maintained to accurately represent its military design and  
markings, regardless of the vehicle's size, weight, ~~or year of manufacture~~.

SECTION 2. 341.266 (1) (c) of the statutes is renumbered 341.266 (1) (c) (intro.)  
and amended to read:

341.266 (1) (c) (intro.) "Special interest vehicle" means ~~a~~ any of the following:

2. A motor vehicle of any age which has not been altered or modified from  
original manufacturers specifications and, because of its historic interest, is being  
preserved by hobbyists.

SECTION 3. 341.266 (1) (c) 1. of the statutes is created to read:

341.266 (1) (c) 1. A former military vehicle.

SECTION 4. 341.266 (2) (a) of the statutes is amended to read:

341.266 (2) (a) Any person who is the owner of a special interest vehicle that  
is a former military vehicle, or that is not a former military vehicle and is 20 or more  
years old at the time of making application for registration or transfer of title of the  
vehicle, and who, unless the owner is an historical society that is exempt from federal  
income taxes, owns, has registered in this state, and uses for regular transportation

1 at least one vehicle that has regular registration plates may upon application  
2 register the vehicle as a special interest vehicle upon payment of a fee under par. (b).

3 A former military vehicle may be registered under this paragraph notwithstanding  
4 s. 341.10 (6).

5 **SECTION 5. Initial applicability.**

6 (1) This act first applies to applications received by the department of  
7 transportation on the effective date of this subsection.

8 **SECTION 6. Effective date.**

9 (1) This act takes effect on the first day of the 3rd month beginning after  
10 publication.

11 (END)

D-Note

**2009-2010 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-3562/P1ins  
ARG:.....

1

2           **INSERT ANAL-A:**

(no ¶) Collector vehicles that are trucks may not haul material weighing more than 500 pounds.

3

**INSERT ANAL-B:**

(no ¶) Former military vehicles registered as collector vehicles are not subject to the 500 pound weight limitation for hauling material.

4

5

**INSERT 3-4:**

6

**SECTION 1.** 341.266 (2) (e) 2. of the statutes is amended to read:

7

341.266 **(2)** (e) 2. Trucks may not haul material weighing more than 500

8

pounds, not including the weight of a camper, lid or cap that is mounted on the truck

9

or the weight of any persons or pets riding within the driver's compartment, unless

10

the truck is a former military vehicle.

**History:** 1971 c. 299; 1985 a. 332 s. 251 (4); 1987 a. 349; 1989 a. 137; 1991 a. 81, 316; 1997 a. 126; 2003 a. 321.

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**  
*Date*

LRB-3562/P1dn

ARG:.....

*Lbjk*

ATTN: Tryg Knutson

Please review the attached draft carefully to ensure that it is consistent with your intent.

Please let me know if you would like any changes made to the attached draft or if you have any questions. If the attached draft meets with your approval, let me know and I will convert it to an introducible "/1" draft.

Aaron R. Gary  
Legislative Attorney  
Phone: (608) 261-6926  
E-mail: [aaron.gary@legis.wisconsin.gov](mailto:aaron.gary@legis.wisconsin.gov)



**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-3562/P1dn  
ARG:bjk:jf

October 2, 2009

ATTN: Tryg Knutson

Please review the attached draft carefully to ensure that it is consistent with your intent.

Please let me know if you would like any changes made to the attached draft or if you have any questions. If the attached draft meets with your approval, let me know and I will convert it to an introducible "/1" draft.

Aaron R. Gary  
Legislative Attorney  
Phone: (608) 261-6926  
E-mail: [aaron.gary@legis.wisconsin.gov](mailto:aaron.gary@legis.wisconsin.gov)

**Gary, Aaron**

---

**From:** Gary, Aaron  
**Sent:** Wednesday, October 14, 2009 12:28 PM  
**To:** Knutson, Tryg  
**Cc:** McCarthy, Tom  
**Subject:** RE: Antique bill draft

Great. I'll get a /1 out to both of you.

Aaron

Aaron R. Gary  
*Attorney, Legislative Reference Bureau*  
608.261.6926 (voice)  
608.264.6948 (fax)  
aaron.gary@legis.state.wi.us

---

**From:** Knutson, Tryg  
**Sent:** Wednesday, October 14, 2009 12:16 PM  
**To:** Gary, Aaron  
**Cc:** McCarthy, Tom  
**Subject:** RE: Antique bill draft

Aaron –

Tom and I have reviewed the draft with our bosses – we're ready for a /1 at this point.

Thanks.

Tryg

---

**From:** Gary, Aaron  
**Sent:** Friday, October 02, 2009 2:09 PM  
**To:** Knutson, Tryg  
**Cc:** McCarthy, Tom  
**Subject:** RE: Antique bill draft

Tryg and Tom,

Although I have entered two requests for this draft (LRB-3562 for Sen. Erpenbach and LRB-3563 for Rep. Pope-Roberts), it is easier for me to work off one draft until we get that draft finalized. After one draft is finalized, I can then prepare a duplicate to make sure the two drafts are identical.

Tryg, you should have received LRB-3562 today. Tom, I will hold off on LRB-3563 unless I hear that you want it now.

Thanks. Aaron

Aaron R. Gary  
*Attorney, Legislative Reference Bureau*  
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608.264.6948 (fax)  
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**Would you have any time next week?**

**Thanks much.**

**Tryg Knutson  
6-6670**

**<< File: Antique Registartion Draft.pdf >>**



State of Wisconsin  
2009 - 2010 LEGISLATURE

LRB-3562/21

ARG:bjk:jf

stays

RMR

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

No changes

regen.

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manufactured for use in any country's military forces, and is maintained to accurately represent its military design and markings, regardless of the vehicle's size or weight. A former military vehicle may be registered as a special interest vehicle even if it is originally designed and manufactured for off-highway operation and does not meet certain federal motor vehicle safety standards. Former military vehicles registered as collector vehicles are not subject to the 500 pound weight limitation for hauling material.

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7 **SECTION 5.** 341.266 (2) (e) 2. of the statutes is amended to read:

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10 or the weight of any persons or pets riding within the driver's compartment, unless  
11 the truck is a former military vehicle.

12 **SECTION 6. Initial applicability.**

13 (1) This act first applies to applications received by the department of  
14 transportation on the effective date of this subsection.

15 **SECTION 7. Effective date.**

16 (1) This act takes effect on the first day of the 3rd month beginning after  
17 publication.

18 (END)

**Barman, Mike**

---

**From:** Knutson, Tryg  
**Sent:** Wednesday, October 14, 2009 2:36 PM  
**To:** LRB.Legal  
**Subject:** Draft Review: LRB 09-3562/1 Topic: Registration of historic military vehicles

Please Jacket LRB 09-3562/1 for the SENATE.